

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**JOHN W. DAVIS, JR.,**  
**Petitioner**

**v.**

**KEVIN KAUFFMAN, *et al.*,**  
**Respondents**

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**No. 1:21-cv-277**

**(Judge Rambo)**

**ORDER**

**AND NOW**, on this 1st day of April 2021, for the reasons set forth in the Memorandum accompanying this Order, **IT IS ORDERED THAT:**

1. Petitioner's petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 (Doc. No. 1) is **DISMISSED WITHOUT PREJUDICE** for Petitioner's failure to exhaust his available state court remedies;
2. A certificate of appealability **SHALL NOT ISSUE**; and
3. The Clerk of Court is directed to **CLOSE** the above-captioned case.

s/ Sylvia H. Rambo  
United States District Judge